

ASSEMBLY BILL

No. 2211

**Introduced by Assembly Member Horton
(Coauthor: Assembly Member Wesson)**

February 20, 2002

An act to add Section 11911.18 to the Penal Code, relating to criminal procedure.

LEGISLATIVE COUNSEL'S DIGEST

AB 2211, as introduced, Horton. Criminal procedure: sentencing: impact statements.

Existing law provides that the victim or any crime, or the parents or guardians, if the victim is a minor, or the next of kin if the victim has died, have the right to reasonably express his, her, or their views concerning the crime, the person responsible, and the need for restitution.

This bill would provide a parallel procedure for a representative of the community affected by the crime, as defined.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1191.18 is added to the Penal Code, to
2 read:
3 1191.18. (a) A representative of the community affected by
4 a crime may submit a Community Impact Statement in the same
5 manner that a victim of crime may submit a victim impact
6 statement pursuant to Section 1191.1.

1 (b) For purposes of this section, “representative of the
2 community” means any person, association or other group of
3 persons who lived, worked, or attended school in the community
4 where the offense took place, during the time of the offense, and
5 who are familiar with the impact of the crime on the community.
6 “Representative of the community” shall include a peace officer.

7 (c) For purposes of this section, “community” shall mean a
8 body of people living, working or attending school in the area
9 where the offense occurred.

10 (d) For purposes of this section “Community Impact
11 Statement” means a statement providing information about the
12 financial, emotional, and physical effects of a crime on a
13 community. The statement may be submitted in writing, orally, or
14 by videotape or audiotape recording.

